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**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

Joseph J. Smith,,  <div style="text-align: right;">Plaintiff,</div> <div style="text-align: center;">v.</div> <div style="text-align: left;">One Nevada Credit Union,</div>  <div style="text-align: right;">Defendant.</div>	Case No.: 2:16-cv-02156-GMN-NJK  <b>Joint Stipulation and Order to          Extend Deadline to File Motion for          Preliminary Approval of Class          Action Settlement</b>  <b>[Fourth Request]<sup>1</sup></b>
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<sup>1</sup> This stipulation/request only affects the deadline for filing the motion for preliminary approval, whereas the initial request encompassed more issues and deadlines. The parties are therefore characterizing this as a “Fourth Request.”

1 Plaintiff Joseph J. Smith (“Plaintiff”) and Defendant One Nevada Credit Union  
2 (“Defendant” and together with Plaintiff, the “Parties”) by and through their  
3 counsel of record hereby stipulate to extend the deadline to file a joint motion for  
4 preliminary approval of class action settlement, from October 25, 2017 to  
5 **November 24, 2017.**

6 The Parties have executed a class action settlement agreement. Class-related  
7 discovery is closed. The Parties have participated in several private mediation  
8 sessions. With the assistance of former Clark County District Court Judge Jackie  
9 Glass (Ret.), the parties have reached a resolution. A settlement agreement has  
10 been approved between the parties. The Parties request that the deadline to file the  
11 motion for preliminary approval of class action settlement, be extended 30 days to  
12 November 25, 2017 to allow the parties a short amount of additional time to draft a  
13 joint motion, avoiding unnecessary motion practice. The parties are hopeful and  
14 anticipate filing the motion well before the extension of time sought herein.

15 Pursuant to LR 26-4, good cause exists to amend the Scheduling Order. The  
16 Parties have reached resolution and are actively participating in drafting a joint  
17 motion for preliminary approval. The Parties first mediated Plaintiff’s claims on  
18 May 19, 2017. A second mediation session was held on August 25, 2017. The  
19 parties have made progress such that the parties have executed a settlement  
20 agreement.

21 Pursuant to LR 26-4(a), the Parties have propounded and responded to each  
22 others’ written discovery and have taken depositions of Plaintiff and Defendant’s  
23 30(b)(6) witnesses. Pursuant to LR 26-4(b), the Parties request additional time to  
24 draft a joint motion for preliminary approval.

25 Pursuant to LR 26-4(d), the Parties propose the following schedule: the  
26 deadline to file the motion for preliminary approval of class action settlement will  
27 be **November 24, 2017.**  
28

1 For these reasons, the Parties jointly request that this Court provide additional  
2 time for the Parties to file their motion for preliminary approval.

3 This is the Parties' fourth request for an extension of this deadline.  
4

5 DATED this 24th day of October 2017.  
6

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19 IT IS SO ORDERED.

20   
21 \_\_\_\_\_  
22 UNITED STATES MAGISTRATE JUDGE

23 Dated: October 25, 2017  
24  
25  
26  
27  
28